

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

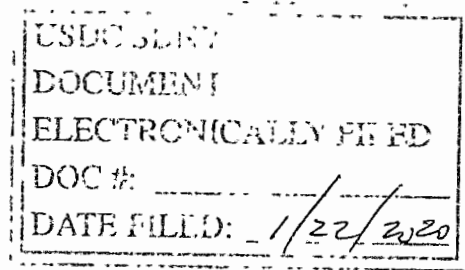
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ROBERT NAZARIO,

Plaintiff,

-against-

CHRISTOPHER MILLER,

Defendant.
-----X



15 CIVIL 2892 (PGG)

JUDGMENT

It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Order dated January 10, 2020, Judge Netburn's R & R is adopted in its entirety, and Nazario's petition is denied; because Nazario has not made a substantial showing of the denial of a constitutional right, no certificate of appealability will not issue under 28 U.S.C. § 2253(c)(1)(A); ; the Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from this Order would not be taken in good faith, and therefore in forma pauperis is denied for the purpose of an appeal; accordingly, this case is closed.

DATED: New York, New York
January 22, 2020

RUBY J. KRAJICK

Clerk of Court

BY: .

Deputy Clerk

THIS DOCUMENT WAS ENTERED
ON THE DOCKET ON 1/22/2020